



BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY  
FEDERAL ENERGY REGULATORY COMMISSION

Uniontown Hydro, LLC

Project No. 12958-001-Kentucky and Indiana  
Uniontown Hydroelectric Project

Newburgh Hydro, LLC

Project No. 12962-001-Kentucky and Indiana  
Newburgh Hydroelectric Project

NOTICE OF REVISED RESTRICTED SERVICE LIST  
FOR A PROGRAMMATIC AGREEMENT

Rule 2010 of the Federal Energy Regulatory Commission's (Commission) Rules of Practice and Procedure, 18 CFR section 385.2010, provides that, to eliminate unnecessary expense or improve administrative efficiency, the Secretary may establish a restricted service list for a particular phase or issue in a proceeding. The restricted service list should contain the names of persons on the service list who, in the judgment of the decisional authority establishing the list, are active participants with respect to the phase or issue in the proceeding for which the list is established.

The Commission staff is consulting with the Kentucky State Historic Preservation Officer (SHPO), the Indiana SHPO, and the Advisory Council on Historic Preservation (Advisory Council) pursuant to the Advisory Council's regulations, 36 CFR Part 800, implementing section 106 of the National Historic Preservation Act, *as amended*, (16 USC section 470f), to prepare a programmatic agreement for managing properties included in, or eligible for inclusion in, the National Register of Historic Places that could be affected by issuances of licenses for the proposed Uniontown Hydroelectric Project and Newburgh Hydroelectric Project.

The programmatic agreement, when executed by the Commission, the Kentucky SHPO, the Indiana SHPO, and the Advisory Council would satisfy the Commission's section 106 responsibilities for all individual undertakings carried out in accordance with the licenses until the licenses expire or are terminated (36 CFR section 800.13(e)). The Commission's responsibilities pursuant to section 106 for the proposed projects would be fulfilled through the programmatic agreement, which the Commission staff proposes to draft in consultation with certain parties.

On December 8, 2010, the Commission staff established a restricted service list for the proposed Uniontown Hydroelectric Project and Newburgh Hydroelectric Project.

The Commission staff is updating the restricted service list to reflect the parties as follows:

John Fowler, Executive Director  
Advisory Council on Historic Preservation  
The Old Post Office Building, Suite 803  
1100 Pennsylvania Avenue, NW  
Washington, DC 20004

Jill A. McNutt  
Kentucky Heritage Council  
300 Washington Street  
Frankfort, KY 40601

Phillip Johnson  
Kentucky Heritage Council  
300 Washington Street  
Frankfort, KY 40601

Cathy Draeger-Williams  
Indiana Division of Historic Preservation  
& Archaeology  
402 W. Washington Street, W274  
Indianapolis, IN 46204

Chad Slider  
Indiana Division of Historic Preservation  
& Archaeology  
402 W. Washington Street, W274  
Indianapolis, IN 46204

Erik Steimle or Representative  
Symbiotics  
2950 SE Stark Street, Suite 110  
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Julie Olds  
Miami Tribe of Oklahoma  
P.O. Box 1326  
Miami, OK 74355

Bill Anoatubby, Governor  
The Chickasaw Nation  
P.O. Box 1548  
Ada, OK 74821-1548

Gingy Nail, THPO  
The Chickasaw Nation  
P.O. Box 1548  
Ada, OK 74821-1548

Ken Lamkin or Representative  
U.S. Army Corps of Engineers  
P.O. Box 59  
Louisville, KY 40201-0059

Dated : July 9, 2012

Kimberly D. Bose,  
Secretary.